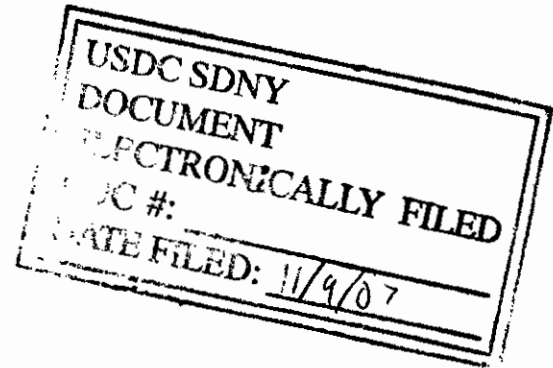


William F. Dougherty (WD-8719)  
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



**EASTMED SHIPPING &  
INTERNATIONAL SERVICES, S.A.E.,**

**Plaintiff,**

**-against-**

**AL SHARK FOR TRADE AND  
DISTRIBUTION, a.k.a. AL SHARK CO.,  
a.k.a. EL SHARK CO., a.k.a. EL SHARK FOR  
TRADING, a.k.a. EL SHROUK FOR FOOD  
INDUSTRIES, a.k.a. EL SHARK FOR  
TRADE & DISTRIBUTION, EL GEBALY  
FOR FOOD INDUSTRIES CO., a.k.a. EL  
GEBALY CO., a.k.a. EL GEBALY FOR  
IMPORT AND EXPORT and AL EMAN  
COMPANY FOR IMPORT AND EXPORT,  
a.k.a. AL EMAN CO., a.k.a. EL EMAN CO.  
FOR IMPORT & EXPORT, a.k.a. EL EMAN  
CO., a.k.a. EL EMAN FOR IMPORT AND  
EXPORT,**

**Defendants.**

07 CV 3327 (DC)

Electronically Filed

**STIPULATION AND  
ORDER OF VOLUNTARY  
DISMISSAL AS AGAINST  
DEFENDANT EL EMAN**

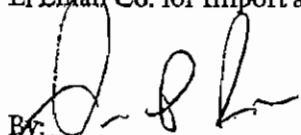
It is hereby stipulated by and between the undersigned counsel for Plaintiff Eastmed Shipping & International Services, S.A.E. (the "Plaintiff") and Defendant Al Eman Company for Import and Export, a.k.a. Al Eman Co., a.k.a. El Eman Co. for Import and Export, a.k.a. El Eman Co., a.k.a. El Eman for Import and Export (collectively "El Eman") that the Plaintiff's claim and action against El Eman and El Eman's counterclaim against the Plaintiff are hereby discontinued, without prejudice and without cost to either party, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

In accord with this discontinuance, garnishee Deutsche Bank, AG is hereby directed to cease and desist from any further retention of funds, in the amount of \$73,421.02, which were attached on May 3, 2007, pursuant to Process of Maritime Attachment and Garnishment issued on May 1, 2007, by the Clerk of the Court, or pursuant to the Court's *Ex Parte* Order for Process of Maritime Attachment, dated April 30, 2007. Deutsche Bank, AG shall release these funds, totaling \$73,421.02, by transferring them to El Eman Co. for Import and Export, in accordance with electronic transfer instructions in place on May 3, 2007, when these funds were originally attached.

This stipulation of discontinuance shall have no effect on the continuation of the Plaintiff's action herein against the remaining defendant El Gebaly for Food Industries Co., a.k.a. El Gebaly Co., a.k.a. El Gebaly for Import and Export and no effect on the continuation of any actions or proceedings commenced by either party and presently pending in Egypt or on any defenses, claims or counterclaims asserted or held by either party in the Egyptian proceedings.


Dated: New York, NY  
October \_\_\_\_, 2007

CARDILLO & CORBETT  
Attorneys for Defendant  
El Eman Co. for Import and Export

By:   
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Eastmed Shipping & International  
Services, S.A.E.

By:   
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(212) 354-3800

SO ORDERED:

  
U.S.D.J. D. Chin  
11/8/07

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STIPULATION AND ORDER OF VOLUNTARY DISMISSAL  
AS AGAINST DEFENDANT EL EMAN

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